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13 Attorneys for Defendant ARISTA NETWORKS, INC.

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN JOSE DIVISION

17 CISCO SYSTEMS, INC.,

18 Plaintiff,

19 v.

20 ARISTA NETWORKS, INC.,

21 Defendant.
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Case No. 5:14-cv-05344-BLF (NC)

**DECLARATION OF RYAN WONG IN
SUPPORT OF ARISTA'S OPENING
BRIEF RE ANALYTIC DISSECTION**

Dept.: Courtroom 3 – 5th Floor
Judge: Hon. Beth Labson Freeman

Date Filed: December 5, 2014

Trial Date: November 21, 2016

1 I, Ryan Wong, declare:

2 1. I am an attorney licensed to practice law in the State of California and am an
3 associate with the law firm of Keker & Van Nest LLP, located at 633 Battery Street,
4 San Francisco, California 94111, counsel for Defendant Arista Networks, Inc. (“Arista”) in the
5 above-referenced action. Unless otherwise stated, the facts I set forth in this declaration are based
6 on my personal knowledge or knowledge I obtained through my review of corporate records or
7 other investigation. If called to testify as a witness, I could and would testify competently to such
8 facts under oath.

9 2. Attached hereto as **Index A** is a true and correct copy of Arista’s Index of
10 Documents Filed in Support of Arista’s Brief Re Analytic Dissection. The Index describes the
11 exhibits attached hereto and identifies those exhibits previously filed with the Court in this matter,
12 as well as whether they were previously ordered filed under seal.

13 3. Attached hereto as **Exhibit 1** is a true and correct copy of Amended Appendix K
14 to the Rebuttal Expert Report of John Black, Jr., dated June 17, 2016 (Command Keyword
15 Analysis).

16 4. Attached hereto as **Exhibit 2** is a true and correct copy of trial exhibit 9044, which
17 is a summary regarding Command Word Analysis – Industry Standard Terms.

18 5. Attached hereto as **Exhibit 3** is a true and correct copy of trial exhibit 9043, which
19 is a summary regarding Command Word Analysis – Customary and Common Terms.

20 6. Attached hereto as **Exhibit 4** is a true and correct copy of Appendix A to the
21 Opening Expert Report of John Black, Jr., dated June 3, 2016 (IETF Standards and Publications).

22 7. Attached hereto as **Exhibit 5** is a true and correct copy of Appendix B to the
23 Opening Expert Report of John Black, Jr., dated June 3, 2016 (IEEE Standards and Protocols).

24 8. Attached hereto as **Exhibit 6** is a true and correct copy of trial exhibit 6944, RFC
25 791 (Internet Protocol, DARPA Internet Program Protocol Specification), dated September 1981.

26 9. Attached hereto as **Exhibit 7** is a true and correct copy of trial exhibit 5040, RFC
27 1883 (Internet Protocol, Version 6 (IPv6) Specification), dated December 1995.

28 10. Attached hereto as **Exhibit 8** is a true and correct copy of trial exhibit 5724, RFC

793 (Transmission Control Protocol, DARPA Internet Protocol, Protocol Specification), dated September 1981.

11. Attached hereto as **Exhibit 9** is a true and correct copy of Exhibit G to Cisco's Objections and Responses to Arista's First Set of Interrogatories (Interrogatory No. 2), Help Description ("helpdesc") Copying re: IOS.

12. Attached hereto as **Exhibit 10** is a true and correct copy of Exhibit H to Cisco's Objections and Responses to Arista's First Set of Interrogatories (Interrogatory No. 2), Multi-Word Description ("helpdesc") Copying re: IOS-XR.

13. Attached hereto as **Exhibit 11** is a true and correct copy of a compilation of excerpts from the transcripts of multiple depositions taken in this action.

14. Attached hereto as **Exhibit 12** is a true and correct copy of excerpts of the deposition of Pradeep Kathail, dated May 27, 2016.

15. Attached hereto as **Exhibit 13** is a true and correct copy of Exhibit 436 to the 30(b)(6) deposition of Phillip Remaker, dated March 30, 2016.

16. Attached hereto as **Exhibit 14** is a true and correct copy of a document produced by Cisco Systems, Inc. bates labeled CSI-CLI-00836643 - CSI-CLI-00836652.

17. Attached hereto as **Exhibit 15** is a true and correct copy of excerpts of the deposition of Anthony Li, dated February 1, 2016.

18. Attached hereto as **Exhibit 16** is a true and correct copy of excerpts of the deposition of Phillip Remaker, dated March 31, 2016.

19. Attached hereto as **Exhibit 17** is a true and correct copy of exhibit 413 to the 30(b)(6) deposition of Phillip Remaker, dated March 30, 2016.

20. Attached hereto as **Exhibit 18** is a true and correct copy of excerpts of the deposition of Adam Sweeney, dated January 29, 2016.

21. Attached hereto as **Exhibit 19** is a true and correct copy of trial exhibit 9045, which is a summary regarding Command Word Analysis – Legacy Command Words.

22. Attached hereto as **Exhibit 20** is a true and correct copy of the Opening Expert Report of John Black, Jr., dated June 3, 2016.

23. Attached hereto as **Exhibit 21** is a true and correct copy of excerpts of the Opening Expert Report of Kevin Almeroth, dated June 3, 2016.

24. Attached hereto as **Exhibit 22** is a true and correct copy of the Rebuttal Expert Report of John Black, Jr., dated June 17, 2016.

25. Attached hereto as **Exhibit 23** is a true and correct copy of Appendix D to the Opening Expert Report of John Black, Jr., dated June 3, 2016 (First Command Word Hierarchy Usage by Vendors).

26. Attached hereto as **Exhibit 24** is a true and correct copy of Appendix E to the Opening Expert Report of John Black, Jr., dated June 3, 2016 (Two-Level Hierarchy Usage by Vendors).

27. Attached hereto as **Exhibit 25** is a true and correct copy of Appendix F to the Opening Expert Report of John Black, Jr., dated June 3, 2016 (First Two-Command Keywords, Ranked by Vendors Supporting).

28. Attached hereto as **Exhibit 26** is a true and correct copy of Appendix G to the Opening Expert Report of John Black, Jr., dated June 3, 2016 (Summary of Disputed CLI Command Usage by Vendors).

29. Attached hereto as **Exhibit 27** is a true and correct copy of Appendix L.1 to the Opening Expert Report of John Black, Jr., dated June 3, 2016 (Usage of Accused Hierarchies by Vendors).

30. Attached hereto as **Exhibit 28** is a true and correct copy of a document called Appendix: Cisco IOS Command Modes, bates labeled CSI-CLI-00567718 - CSI-CLI-00567746.

31. Attached hereto as **Exhibit 29** is a true and correct copy of trial exhibit 9051, a summary regarding Non-Accused Modes and Prompts Supported in Arista EOS.

32. Attached hereto as **Exhibit 30** is a true and correct copy of excerpts of the deposition of Kirk Lougheed, dated April 4, 2016.

33. Attached hereto as **Exhibit 31** is a true and correct copy of Amended Appendix C to the Rebuttal Expert Report of John Black, Jr., dated June 17, 2016 (Summary of Industry Usage of Command Modes and Prompts).

1 34. Attached hereto as **Exhibit 32** is a true and correct copy of excerpts of the
2 deposition of Philip Kasten, dated February 16, 2016.

3 35. Attached hereto as **Exhibit 33 and Exhibit 34** are true and correct copies of
4 excerpts of the deposition of Gavin Cato, dated May 20, 2016.

5 36. Attached hereto as **Exhibit 35** is a true and correct copy of excerpts of the
6 deposition of Balaji Venkatraman, dated May 2, 2016.

7 37. Attached hereto as **Exhibit 36** is a true and correct copy of excerpts of the
8 deposition of Tong Liu, dated January 15, 2016.

9 38. Attached hereto as **Exhibit 37** is a true and correct copy of the Declaration of John
10 Black, Jr. in Support of Arista Networks, Inc.'s Opposition to Motion for Partial Summary
11 Judgment and Arista Networks, Inc.'s Motion for Summary Judgment (Dkt. No. 329), dated July
12 14, 2016.

13 39. Attached hereto as **Exhibit 38** is a true and correct copy of the Supplemental
14 Expert Report of John Black, Jr., dated September 30, 2016.

15 40. Attached hereto as **Exhibit 39** is a true and correct copy of excerpts of the
16 deposition of Kirk Lougheed, dated September 16, 2016.

17 41. Attached hereto as **Exhibit 40** is a true and correct copy of excerpts of Plaintiff
18 Cisco Systems, Inc.'s Supplemental Objections and Responses to Defendant Arista Networks
19 Inc.'s Interrogatory Nos. 2-10, dated May 27, 2016.

20 42. Attached hereto as **Exhibit 41** is a true and correct copy of Cisco Systems, Inc.'s
21 Amended Exhibit F in Support of Cisco's Eighth Supplemental Response to Interrogatory No. 16
22 and No. 19, dated April 3, 2016.

23 43. Attached hereto as **Exhibit 42** is a true and correct copy of excerpts of the
24 deposition of Kirk Lougheed, dated November 20, 2015.

25 44. Attached hereto as **Exhibit 43** is a true and correct copy of excerpts of the
26 deposition of Greg Satz, dated March 23, 2016.

27 45. Attached hereto as **Exhibit 44** is a true and correct copy of excerpts of the
28 deposition of Phillip Remaker, dated March 30, 2016.

1 46. Attached hereto as **Exhibit 45** is a true and correct copy of a document produced
2 by Cisco Systems, Inc. bates labeled CSI-CLI-00816815 - CSI-CLI-00816816.

3 47. Attached hereto as **Exhibit 46** is a true and correct copy of Appendix K to the
4 Opening Expert Report of John Black, Jr., dated June 3, 2016 (Command Keyword Analysis).

5 48. Attached hereto as **Exhibit 47** is a true and correct copy of Amended Appendix G
6 to the Rebuttal Expert Report of John Black, Jr., dated June 17, 2016 (Summary of Disputed CLI
7 Command Usage by Vendors).

8 49. Attached hereto as **Exhibit 48** is a true and correct copy of trial exhibit 9039,
9 Summary #2 regarding Commands by Other Top Competitors.

10 50. Attached hereto as **Exhibit 49** is a true and correct copy of trial exhibit 9041,
11 Summary #2 regarding Command Usage by Other Vendors.

12 51. Attached hereto as **Exhibit 50** is a true and correct copy of Amended Appendix
13 H.DE to the Rebuttal Expert Report of John Black, Jr., dated June 17, 2016 (Dell Usage of
14 Disputed CLI Commands).

15 52. Attached hereto as **Exhibit 51** is a true and correct copy of Appendix I to the
16 Opening Expert Report of John Black, Jr., dated June 3, 2016 (Overlapping Dell and Cisco CLI
17 Commands).

18 53. Attached hereto as **Exhibit 52** is a true and correct copy of trial exhibit 9048, a
19 summary regarding Dell and Cisco Overlapping Commands.

20 54. Attached hereto as **Exhibit 53** is a true and correct copy of Appendix O to the
21 Supplemental Expert Report of John Black, Jr., dated September 30, 2016.

22 55. Attached hereto as **Exhibit 54** is a true and correct copy of Appendix P to the
23 Supplemental Expert Report of John Black, Jr., dated September 30, 2016.

24 56. Attached hereto as **Exhibit 55** is a true and correct copy of Appendix Q to the
25 Supplemental Expert Report of John Black, Jr., dated September 30, 2016.

26 57. Attached hereto as **Exhibits 56–63** are true and correct copies of Appendix N to
27 the Opening Expert Report of John Black, Jr., dated June 3, 2016 (Comparison of Command
28 Abstractions to Actual Documented EOS Command Syntax).

1 58. Attached hereto as **Exhibit 64** is a true and correct copy of Exhibit Copying 5 to
2 the Opening Expert Report of Kevin Almeroth, dated June 3, 2016 (Evidence of Hierarchy
3 Copying).

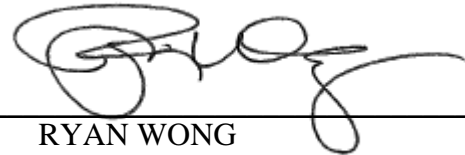
4 59. Attached hereto as **Exhibit 65** is a true and correct copy of excerpts of trial exhibit
5 7390, a document titled Cisco IOS IP Routing: BGP Command Reference.

6 60. Attached hereto as **Exhibit 66** is a true and correct copy of excerpts of trial exhibit
7 5035, a document titled Cisco IOS Master Command List, All Releases.

8 61. Attached hereto as **Exhibit 67** is a true and correct copy of the Declaration of John
9 Black, Jr. in Support of Arista's Response to Cisco's Submission Re Protectable Elements.

10 Executed November 8, 2016, at San Francisco, California.

11 I declare under penalty of perjury under the laws of the United States of America that the
12 foregoing is true and correct.

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RYAN WONG